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**FACSIMILE TRANSMISSION****DATE:** February 15, 2006**MATTER NUMBER:** 01999 **UTSH:248**  
**/10021106**

<b>RECIPIENT(S):</b>	<b>FAX NO.:</b>	<b>PHONE NO.:</b>
Board of Patent Appeals and Interferences	(571) 273-0299	
USPTO Central Fax No.	(571) 273-8300	

**FROM:** Mark B. Wilson**FLOOR:** 2011**PHONE:** (512) 536-3055**FAX:** (512) 536-4598**RE:** Appeal No. 2006-0706**NUMBER OF PAGES INCLUDING COVER PAGE:** 3**MESSAGE:**

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 A REGISTERED LIMITED LIABILITY PARTNERSHIP  
 600 CONGRESS AVENUE, SUITE 2400  
 AUSTIN, TEXAS 78701-3271  
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MARK B. WILSON  
 PARTNER  
 MBWILSON@FULBRIGHT.COM

DIRECT DIAL: (512) 536-3035  
 TELEPHONE: (512) 474-5201  
 FACSIMILE: (812) 536-4598

February 15, 2006

**Via Facsimile: (571) 273-0299 and (571) 273-8300**

Board of Patent Appeals and Interferences  
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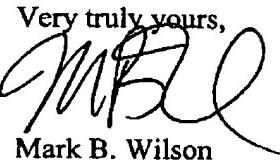
Re: SN 09/484,964 entitled "COMPOSITION AND USES FOR A NOVEL CELL-DEATH-PROTECTING PROTEIN" by Eward T.H. Yeh  
 Appeal No. 2006-0706

Dear Sirs:

Applicant submits herewith a copy of the Notice of Hearing in regard to the above-referenced case in which Applicants waive attendance of the hearing.

Additionally, Applicants take this opportunity to inform the Board of Patent Appeals and Interferences that, contemporaneously with the forwarding of this communication, Applicants are filing a Request for Continued Examination and Submission under 37 C.F.R. § 1.114 in regard to the above-referenced case. Therefore, the Board need make no further consideration nor take any further action in regard to this matter.

Thank you for your attention to this matter. Please do not hesitate to contact me should you have any comments, questions, or suggestions.

Very truly yours,  
  
 Mark B. Wilson

MBW/ddr  
 Enclosure

25625599.1 / 10021106

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IPT DOCKETING

Docket  Not Req'd  Confirmation Initials 1st DA Initials 2nd BB*PFT 30/06 JAN 30 2006* UTS: 248

United States Patent and Trademark Office MBW/GWS  
Attorney

Under Secretary of Commerce for Intellectual Property and  
Director of the United States Patent and Trademark Office  
Action Req'd

Docket No. Date D.D.P.O. Box 1450

Alexandria, Virginia 22313-1450

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*Respond to Notice of Oral  
Hearing - Last Day*  
*2/15/06.*

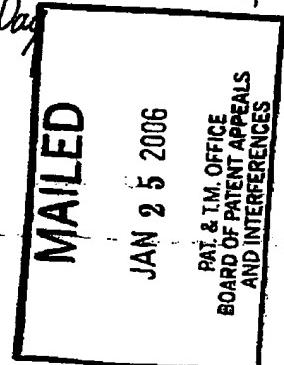
FULBRIGHT & JAWORSKI, LLP  
600 CONGRESS AVE  
SUITE 2400  
AUSTIN, TX 78701

FULBRIGHT & JAWORSKI LLP  
AUSTIN, TEXAS

JAN 31 2006

Appeal No: 2006-0706  
Appellant: Edward T. H. Yeh  
Application No: 09/484,964  
Hearing Room: B  
Hearing Docket: A  
Hearing Date: Tuesday, April 25, 2006  
Hearing Time: 01:00 PM  
Location: Madison Building - East Wing  
600 Dulany Street, 9th Floor  
Alexandria, Virginia 22313-1450

**RECEIVED**  
NOTICE OF HEARING  
CONFIRMATION REQUIRED WITHIN TWENTY-ONE DAYS



Your attention is directed to 37 CFR § 41.47. The above identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up. The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced. If there are any inquiries, please contact the Clerk of the Board at 571-272-9797.

CONFIRMATION OR WAIVER OF THE HEARING IS REQUIRED. This form must be completed below and facsimile transmitted to both: (1) the USPTO Central fax number (official copy), and (2) the Board of Patent Appeals and Interferences fax number (courtesy copy) within TWENTY-ONE (21) DAYS from the mailing date of this notice indicating confirmation or waiver of the hearing. A copy of this notice may be alternately filed by mail if facsimile is not available.

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ALEXANDRIA, VIRGINIA 22313-1450

In all communications relating to this appeal, please identify the appeal by its number.

CHECK ONE:  HEARING ATTENDANCE CONFIRMED  HEARING ATTENDANCE WAIVED

Signature of Attorney/Agent/Appellant

*2/15/06*

Date

*37,259*

Registration No.

Names of other visitors expected to accompany counsel:

For information on visitor access to hearing rooms and security procedures at the USPTO Alexandria Campus, see  
[http://www.uspto.gov/web/offices/dcom/bpa/docs/contact\\_info.htm](http://www.uspto.gov/web/offices/dcom/bpa/docs/contact_info.htm)